

# DAILY DIGEST

Vol. 18, No. 153

August 11,1999

\*\*Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

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## NEWS RELEASES

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WIRELESS TELECOMMUNICATIONS BUREAU OFFICE OF THE BUREAU CHIEF PERSONNEL CHANGE. David Furth named Senior Legal Advisor. News Media Contact: Meribeth McCarrick (202) 418-0654. WTB. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/News\\_Releases/1999/nrw19032.wp](https://www.fcc.gov/Bureaus/Wireless/News_Releases/1999/nrw19032.wp)

WIRELESS TELECOMMUNICATIONS BUREAU ANNOUNCES POLICY DIVISION PERSONNEL CHANGE. Thomas V. Wasilewski named Associate Chief, Policy Division. News Media Contact: Meribeth McCarrick (202) 418-0654. WTB. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/News\\_Releases/1999/nrw19036.wp](https://www.fcc.gov/Bureaus/Wireless/News_Releases/1999/nrw19036.wp)

KRIS A. MONTEITH NAMED CHIEF OF THE WIRELESS TELECOMMUNICATIONS BUREAU'S POLICY DIVISION. News Media Contact: Meribeth McCarrick (202) 418-0654. WTB. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/News\\_Releases/1999/nrw19033.wp](https://www.fcc.gov/Bureaus/Wireless/News_Releases/1999/nrw19033.wp)

WIRELESS TELECOMMUNICATIONS BUREAU ANNOUNCES COMMERCIAL WIRELESS DIVISION PERSONNEL CHANGES. Bill Kunze named Deputy Chief, Commercial Wireless Division; Jeffrey Steinberg named Deputy Chief, Commercial Wireless Division; Suzan Frideman named Deputy Chief, Policy and Rules Branch; Cyndi Thomas named Deputy Chief, Policy and Rules Branch. News Media Contact: Meribeth McCarrick (202) 418-0654. WTB. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/News\\_Releases/1999/nrw19035.wp](https://www.fcc.gov/Bureaus/Wireless/News_Releases/1999/nrw19035.wp)

WIRELESS TELECOMMUNICATIONS BUREAU ANNOUNCES ENFORCEMENT AND CONSUMER INFORMATION DIVISION PERSONNEL CHANGE. Rose M. Crellin named Deputy Chief, Enforcement and Consumer Information Division. News Media Contact: Meribeth McCarrick (202) 418-0654. WTB. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/News\\_Releases/1999/nrw19034.wp](https://www.fcc.gov/Bureaus/Wireless/News_Releases/1999/nrw19034.wp)

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## PUBLIC NOTICES

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Report No: NCD-313. Released: August 11, 1999. COMMON CARRIER BUREAU NETWORK CHANGE NOTIFICATION- RE: NETWORK CHANGE CERTIFICATION RECEIVED. Contact: Mrs. Ginny Kennedy, Network Services Division at (202) 418-2328.

Released: August 11, 1999. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG - AUGUST 10. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/Tariffs/combined/tt081099.pdf](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/combined/tt081099.pdf)

Report No: 314. Released: August 11, 1999. COMMON CARRIER BUREAU NETWORK CHANGE NOTIFICATION- RE: NETWORK CHANGE SHORT TERM CERTIFICATION RECEIVED. Contact: Mrs.

Ginny Kennedy, Network Services Division at (202) 418-2328.

Report No: NCD-312. Released: August 11, 1999. COMMON CARRIER BUREAU NETWORK CHANGE NOTIFICATION- RE: NETWORK CHANGE SHORT TERM CERTIFICATION RECEIVED. Contact: Mrs. Ginny Kennedy, Network Services Division at (202) 418-2328.

Report No: 3690. Released: August 11, 1999. CABLE SERVICES ACTION.

Released: August 11, 1999. THE FCC'S ADVISORY COMMITTEE FOR THE 2000 WORLD RADIOCOMMUNICATION CONFERENCE OFFERS ADDITIONAL DRAFT PROPOSALS ON WRC-2000 ISSUES - (ERRATUM TO PUBLIC NOTICE DA-99-1364, RELEASED JULY 14, 1999). (DA No. 99-1587). Internet URL: [https://www.fcc.gov/Bureaus/International/Public\\_Notices/1999/da991587.txt](https://www.fcc.gov/Bureaus/International/Public_Notices/1999/da991587.txt)

Report No: 44548. Released: August 11, 1999. BROADCAST ACTIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Actions/ac990811.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac990811.txt)

Report No: 24548. Released: August 11, 1999. BROADCAST APPLICATIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Applications/ap990811.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap990811.txt)

Released: August 11, 1999. EXPLANATION OF OUTAGE REPORTING RULES. (DA No. 99-1580). Internet URL: [https://www.fcc.gov/Bureaus/Engineering\\_Technology/Public\\_Notices/1999/da991580.wp](https://www.fcc.gov/Bureaus/Engineering_Technology/Public_Notices/1999/da991580.wp)

Report No: 2350. Released: August 11, 1999. OFFICE OF PUBLIC AFFAIRS REFERENCE OPERATIONS DIVISION PETITIONS FOR RULEMAKING FILED. Internet URL: [https://www.fcc.gov/Bureaus/Miscellaneous/Public\\_Notices/1999/pnmc9063.wp](https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/1999/pnmc9063.wp)

Report No: 291. Released: August 11, 1999. WIRELESS TELECOMMUNICATIONS BUREAU SITE-BY-SITE ACTION. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1999/pnw19191.pdf](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1999/pnw19191.pdf)

Report No: 290. Released: August 11, 1999. WIRELESS TELECOMMUNICATIONS BUREAU SITE-BY-SITE ACCEPTED FOR FILING. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1999/pnw19190.pdf](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1999/pnw19190.pdf)

Report No: 292. Released: August 11, 1999. WIRELESS TELECOMMUNICATIONS BUREAU ASSIGNMENT OF AUTHORIZATION AND TRANSFER OF CONTROL APPLICATIONS ACTION. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1999/pnw19192.pdf](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1999/pnw19192.pdf)

Report No: WT 99-20. Released: August 11, 1999. WESTERN PENNSYLVANIA (REGION 36) PUBLIC SAFETY PLANNING COMMITTEE ANNOUNCES MEETING (PR DOCKET NO. 92-274). Meeting September 8 at 1:30 E.S.T. at the Pennsylvania State Police West Academy, Greensburg, PA. (DA No. 99-1327). Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1999/da991327.wp](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1999/da991327.wp)

Report No: 293. Released: August 11, 1999. WIRELESS TELECOMMUNICATIONS BUREAU ASSIGNMENT OF AUTHORIZATION AND TRANSFER OF CONTROL APPLICATIONS ACCEPTED FOR FILING. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1999/pnw19193.pdf](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1999/pnw19193.pdf)

Released: August 11, 1999. WIRELESS TELECOMMUNICATIONS BUREAU ANNOUNCES PROCEDURES FOR 900 MHZ METROPOLITAN TRADING AREA LICENSEES TO FILE CONSTRUCTION NOTIFICATIONS. (DA No. 99-1594). Contact: Commercial Wireless Division: Linda Spence at (717) 338-2625. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1999/da991594.txt](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1999/da991594.txt)

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## TEXTS

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WORLD SATELLITE NETWORK, INC. V. TELE-COMMUNICATIONS, INC. ET AL. Dismissed with prejudice World Satellite Network, Inc.'s program access complaint against Tele-Communications, Inc. et al. alleging unfair practices and discrimination by refusing to sell programming. Action by Bureau Chief. Adopted: August 9, 1999. by MO&O. (DA No. 99-1572). CSB Internet URL:

<https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991572.wp>

COX COMMUNICATIONS, INC. Denied complaint filed against Cox Communications, Inc.'s cable programming services tier rate in La Mesa, CA. Action by Acting Chief, Financial Analysis and Compliance Division. Adopted: August 9, 1999. by Order. (DA No. 99-1577). CSB Internet URL:

<https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991577.wp>

CHARTER COMMUNICATIONS, L.P. Denied complaint filed against Charter Communications, L.P.'s cable programming services tier rate in LaGrange, GA, and granted a request to withdraw a second complaint. Action by Acting Chief, Financial Analysis and Compliance Division. Adopted: August 9, 1999. by Order. (DA No. 99-1578). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991578.wp>

FAMILY STATIONS, INC., LICENSEE, STATION KUFR-FM, SALT LAKE CITY, UT. Issued a Notice of Apparent Liability for Forfeiture against Family Stations, Inc., for violating Section 73.1125 of the Commission's Rules by failing to maintain a meaningful management and staff presence at Station KUFR-FM's main studio. Action by Bureau Chief. Adopted: August 9, 1999. by Letter. (DA No. 99-1579). MMB Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1999/da991579.wp](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da991579.wp)

BATTERY CITY CAR AND LIMOUSINE SERVICE, INC., LICENSEE OF BUSINESS RADIO STATION WNDV558, BROOKLYN, NY. Denied Brooklyn City Car and Limousine Service, Inc.'s, Licensee of Business Radio Station WNDV558, Brooklyn New York, Application for Review of the \$20,000 Forfeiture Order against it; affirmed the decision to impose a total forfeiture of \$20,000 against Battery for violating the Commission's rules by: 1) operating Business Radio Station WNDV558 with more than the authorized 17 mobile units on the frequency 808.7375 MHz; 2) failing to identify Station WNDV558. Action by the Commission. Adopted: August 6, 1999. by MO&O. (FCC No. 99-212). WTB Internet URL:

<https://www.fcc.gov/Bureaus/Wireless/Orders/1999/fcc99212.wp>

**ADDENDA: The following items, released August 10, 1999, did not appear in Digest No. 152:**

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## NEWS RELEASES

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COMMON CARRIER ACTION - FCC ISSUES CITATIONS TO SEVERAL ALLEGED VIOLATORS OF THE TELEPHONE CONSUMER PROTECTION ACT. On August 5, 1999, the Common Carrier Bureau's Enforcement Division issued citations to several companies that apparently sent unsolicited faxes to consumers in violation of the Telephone Consumer Protection Act of 1991. Action by the Common Carrier Bureau Enforcement Division by citation. Report No: 99-34. News Media Contact: Emily Hoffnar (202) 418-0253. CCB Contact: Jennifer Myers Kashatus and Colleen Heitkamp at (202) 418-0960. Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/News\\_Releases/1999/nrcc9056.txt](https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1999/nrcc9056.txt)

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## PUBLIC NOTICES

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Released: August 10, 1999. CLARIFICATION OF PLEADING CYCLE IN PUBLIC NOTICE, DA 99-1555, COMMON CARRIER BUREAU SEEKS COMMENT ON THE CONNECTICUT DEPARTMENT OF PUBLIC UTILITY CONTROL'S PETITION FOR DELEGATION OF ADDITIONAL AUTHORITY TO

IMPLEMENT AREA CODE CONSERVATION MEASURES. Comments due September 7, not September 6, which is Labor Day. Replies due September 20. Contact: Jared Carlson, Network Services Division at (202) 418-2320. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/1999/pncc9025.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1999/pncc9025.wp)

Report No: AUC-99-25-A. Released: August 10, 1999. CLOSED BROADCAST AUCTIONS - OWNERSHIP DISCLOSURE REQUIREMENTS FOR AUCTIONS SCHEDULED FOR SEPTEMBER 28, 1999. (DA No. 99-1585). Contact: Bob Allen, Auctions and Industry Analysis Division, WTB at (202) 418-0660; Shaun Maher, Video Services Division, MMB at (202) 418-1600; or Lisa Scanlan, Audio Services Division, MMB at (202) 418-2700. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1999/da991585.wp](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1999/da991585.wp)

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CERTAIN INDEPENDENT PAYPHONE PROVIDERS AND U.S. WEST COMMUNICATIONS, INC. Granted certain independent payphone providers and U.S. West Communications, Inc.'s joint motion seeking a waiver of the rules requiring the filing of a formal complaint within six months of a carrier response to an informal complaint. Action by Deputy Chief, Formal Complaints and Investigations Branch, Enforcement Division. Adopted: August 10, 1999. by Order. (DA No. 99-1584). CCB Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Orders/1999/da991584.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1999/da991584.wp)

CERTAIN INDEPENDENT PAYPHONE PROVIDERS AND BELL SOUTH TELECOMMUNICATIONS, INC. Granted certain independent payphone providers and BellSouth Telecommunications, Inc.'s joint motion seeking a waiver of the rules requiring the filing of a formal complaint within six months of a carrier response to an informal complaint. Action by Deputy Chief, Formal Complaints and Investigations Branch, Enforcement Division. Adopted: August 10, 1999. by Order. (DA No. 99-1583). CCB Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Orders/1999/da991583.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1999/da991583.wp)

HARBOR BROADCASTING, INC (ASSIGNOR) AND KQDS ACQUISITION CORPORATION (ASSIGNEE). Granted, subject to conditions, a temporary conditional waiver of the Commission's one-to-a-market rule to permit common ownership of stations KZIO(FM), Two Harbors, Minnesota, WWAX(FM), Hermantown, Minnesota; KQDS-TV, KQDS(AM), and KQDS-FM, all Duluth, Minnesota. Granted the applications to assign the license of KZIO(FM), Two Harbors, Minnesota, and the construction permit of WWAX(FM), Hermantown, Minnesota, from Harbor Broadcasting, Inc. to KQDS Acquisition Corporation. Action by Bureau Chief. Adopted: August 10, 1999. by MO&O. (DA No. 99-1586). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1999/da991586.wp](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da991586.wp)

TENNESSEE CHRISTIAN RADIO, INC. (ASSIGNOR) AND FLINN BROADCASTING CORP. (ASSIGNEE). Granted, subject to conditions, a temporary conditional waiver of the Commission's one-to-a-market rule to permit common ownership of stations WSFZ(FM), WHBQ(AM) and WPXX(TV), Memphis, Tennessee, WOWW(AM) and WKSL(FM), Germantown, Tennessee; and KXHT(FM), Marion Arkansas. Granted the application to assign the license of station WSFZ(AM) from Tennessee Christian Radio, Inc. to Flinn Broadcasting Corp. Action by Chief, Mass Media Bureau. Adopted: August 10, 1999. by MO&O. (DA No. 99-1581). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1999/da991581.wp](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da991581.wp)

ROOT COMMUNICATIONS LICENSE COMPANY, LP (ASSIGNOR) AND WAITT BROADCASTING OF FLORIDA, LLC (ASSIGNEE). Granted, subject to conditions, a temporary conditional waiver of the Commission's one-to-a-market rule to permit common ownership of stations SPGX(TV), WLHR(FM), Panama City, WRBA(FM), Springfield, WMXP(FM), Callaway, WAKT(FM), and Panama City Beach, Florida. Granted the applications to assign the license of WRBA(FM), Springfield, WMXP(FM), Callaway, WAKT(FM), Panama City Beach, and WLHR(FM), Panama City, Florida, from Root Communications License Company, LP, to Waitt Broadcasting of Florida, LLC. Action by Bureau Chief. Adopted: August 10, 1999. by MO&O. (DA No. 99-1590). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1999/da991590.wp](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da991590.wp)

